

### **REMARKS**

Claims 20-37 are pending. Claims 1-19 are currently cancelled. Claims 20-37 are new. Applicant wishes to thank the Examiner for the indication of allowable subject matter in claim 14. No new matter has been added.

Independent claim 20 is new, and is added to more particularly point out a claimed invention. Claims 21-36 depend from claim 20.

Independent claim 37 is new, and is added to more particularly point out a claimed invention.

No new matter has been added by these amendments.

### ***Rejections under 35 U.S.C. § 102(b)***

Claims 1-13, and 15-19 were rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 5,919,235 to Husson et al. (“Husson”). Without addressing the merits of these rejections, as claims 1-13, and 15-19 are cancelled, Applicant submits these rejections are moot.

### ***New Claims 20-37***

Independent claim 20 is new. Applicant submits that claim 20 is allowable over Husson for at least the reason that Husson fails to disclose a prosthesis “wherein the width of the member decreases from a first point located between the ends to the interior end.” As seen in Figure 1 the Husson implant has a central middle part 1 that is clearly wider than thin region 2. Thus, Husson does not disclose a member having a width that “decreases...to the interior end.” Claims 21-36 depend from independent claim 20.

Independent claim 37 is new. Applicant submits that claim 37 is allowable over Husson for at least the reason that Husson fails to disclose a prosthesis having an “injection point positioned near the interior end; wherein the member is manufactured using an injection-molding process.” The Husson implant is manufactured from a “material plate,” and is shaped by laser-cutting. (Husson at 2:46-59, 5:15-22). Thus, there is no disclosure in Husson regarding an “injection point,” or its position.

**CONCLUSION**

Claims 20-37 are believed to be in condition for allowance. Should Examiner not agree with any of Applicant's positions or arguments herein, a telephonic or personal interview is respectfully requested to discuss and resolve any remaining issues.

No fee is believed due for this response. Should any fee(s) be due this time, please charge such fee(s) to Jones Day Account No. 503013.

Respectfully submitted,

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